IN THE UNITED STATES DISTRICT COURT OF OHIO
SOUTHERN DISTRICT
WESTERN DIVISION

TRIDENT TRUST COMPANY (UK) LTD	::	CASE NO.: 1:07CV893
Plaintiff,	:	JUDGE SUSAN DLOTT
v.	:	
ANGLO-AMERICAN CREDIT UNION, INC., et al.	:	
Defendants.	:	

STIPULATED TEMPORARY RESTRAINING ORDER

Plaintiff Trident Trust Company (UK) Ltd ("Trident"), having moved for a temporary restraining order pursuant to Fed.R.Civ.P. 65(b), and this cause having come on to be heard on the Complaint of Plaintiff Trident, the Motion for Temporary Restraining Order ("Motion") and Declaration submitted therewith; and the Court having conducted an informal telephone conference pursuant to S.D. Loc. R. 65.1(a) at 11:30 a.m., EDT, on October 25, 2007, at which counsel for Trident and Defendant Fidelity Brokerage Services LLC ("Fidelity"), misnamed herein as Fidelity Investments[1], appeared; and upon consideration of the pleadings filed and the agreement of Trident and Fidelity,

THIS COURT BEING INFORMED THAT:

1. Fidelity was notified pursuant to Fed.R.Civ.P. 65(b) of the filing of the Complaint and Motion, and of the Court's scheduled informal telephone conference, and participated in the conference. Trident

[1] Fidelity Investments is a trade name, is not a duly organized business entity, and has no subsidiaries or affiliates,. The proper party to this action is Fidelity Brokerage Services LLC.

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represents that AACU was notified pursuant to Fed.R.Civ.P. 65(b) of the filing of the Complaint and Motion, and of the Court's scheduled informal telephone conference. AACU did not appear or participate in the informal conference.

2. Trident and Fidelity agree that a temporary order maintaining the status quo is appropriate at this time.

3. Defendant AACU is the named owner of Fidelity account no. Z71512150 ("Fidelity Account"), which contains certain Goldman Sachs 6.125% notes which have a current value of approximately $16,378,824 (“Goldman Sachs Notes”) that Trident alleges are security for repayment to investors of sums invested with the Optimum Returns (BFIG) Trust ("Trust"). Fidelity asserts that the Fidelity Account currently has a margin balance, and that as a result, the value of the Fidelity Account is not equal to the market value of the securities in the Account. Furthermore, Fidelity asserts that the value of the Fidelity Account, and the securities held within the Account, may fluctuate with changing market conditions.

4. Fidelity previously stated that its prior agreement to place a restriction on the Fidelity Account shall expire as of the close of business on October 29, 2007. Fidelity is willing to stipulate that the restrictions currently in place on the Fidelity Account shall remain in place on the terms stated below.

It is therefore ORDERED, ADJUDGED, AND DECREED as follows :

A. Defendants AACU and Fidelity and anyone acting in concert with them, are hereby enjoined from assigning, transferring or otherwise disposing of any portion of the Goldman Sachs Notes in Fidelity Account no. Z71512150;

B. This Stipulated Temporary Restraining Order shall remain in effect until the hearing on Trident's Motion for Preliminary Injunction which shall be set in accordance with Federal Rule of Civil Procedure 65(b).

C. Any person eighteen years of age or older, and not a party to this suit, may serve this Temporary Restraining Order on Defendants.

IT IS SO ORDERED.

Date: October 25, 2007

/s/ Michael R. Barrett
UNITED STATES DISTRICT JUDGE